

APPLICANT(S): SPIEGEL, Solon J. et al.
SERIAL NO.: 10/025,969
FILED: December 26, 2001
Page 7

REMARKS

The present response is intended to be fully responsive to all points of objection and/or rejection raised by the Office Action and is believed to place the application in condition for allowance. Favorable reconsideration and allowance of the application are respectfully requested.

Applicants assert that the present invention is new, non-obvious and useful. Prompt consideration and allowance of the claims are respectfully requested.

Status of Claims

Claims 1-27 are pending in the application. Claims 1, 4, 5, 7, 8, 11, 12, 23 have been amended.

CLAIM REJECTIONS

35 U.S.C. § 102 Rejections

The Office Action rejected claims 1-27 under 35 U.S.C. § 102(e), as being anticipated by Strolle et al. (US 6,169,767). Applicants respectfully traverse this rejection in view of the remarks that follow.

Applicants respectfully assert that Strolle et al. does not teach or suggest the limitations of claims 1, 11 and 23 as amended. Specifically, for example, Strolle et al. does not teach a method or apparatus to filter a received signal and/or to switch between baseband modulation modes based on wireless communication system type information included in a received signal, as recited in paraphrase in amended independent claims 1, 11 and 23.

Accordingly, Applicants respectfully assert that a *prima facie* case of anticipation of amended independent claims 1, 11 and 23 by Strolle et al. cannot be established, and thus amended independent claims 1, 11 and 23 are allowable. Accordingly, Applicants respectfully request that the Examiner withdraw the rejections of independent claims 1, 11 and 23. Furthermore, Applicant respectfully submits that the distinguishing features of claims 1, 11 and 23 would not have been obvious to a person skilled in the art at the time the invention was made in view of Strolle et al., alone or in combination with any other prior art

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Page 8

references on record; therefore, amended independent claims 1, 11 and 23 are patentable over the prior art references on record.

Applicants note that claims 2-10 depend from patentable base claim 1, claims 12-22 depend from patentable base claim 11 and claims 24-27 depend from patentable base claim 23. In this regard, in addition to any independent bases for patentability, Applicants respectfully submits that claims 2-10, 12-22 and 24-27 are patentable over the cited reference(s) by virtue of at least such dependency on patentable base claims 1, 11 and 23. Accordingly, Applicants respectfully request that the §102 rejection of claims 1-27 be withdrawn.

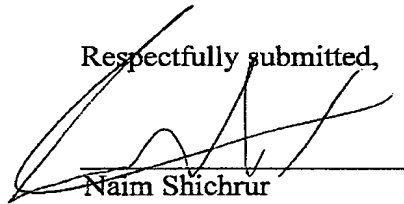
In view of the foregoing amendments and remarks, the pending claims are deemed to be allowable. Their favorable reconsideration and allowance is respectfully requested.

APPLICANT(S): SPIEGEL, Solon J. et al.
SERIAL NO.: 10/025,969
FILED: December 26, 2001
Page 9

Should the Examiner have any question or comment as to the form, content or entry of this Amendment, the Examiner is requested to contact the undersigned at the telephone number below. Similarly, if there are any further issues yet to be resolved to advance the prosecution of this application to issue, the Examiner is requested to telephone the undersigned counsel.

Please charge any fees associated with this paper to deposit account No. 50-3355.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Naim Shichrur', is written over a horizontal line.

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Dated: July 27, 2005

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